

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

REALTIME DATA, LLC d/b/a IXO,

Plaintiff,

v.

MORGAN STANLEY, *et al.*,

Defendants.

No. 11 Civ. 6696 (KBF)

No. 11 Civ. 6701 (KBF)

No. 11 Civ. 6704 (KBF)

ECF Case

REALTIME DATA, LLC d/b/a IXO,

Plaintiff,

v.

CME GROUP INC., *et al.*,

Defendants.

No. 11 Civ. 6697 (KBF)

No. 11 Civ. 6699 (KBF)

No. 11 Civ. 6702 (KBF)

ECF Case

REALTIME DATA, LLC d/b/a IXO,

Plaintiff,

v.

THOMSON REUTERS, *et al.*,

Defendants.

No. 11 Civ. 6698 (KBF)

No. 11 Civ. 6700 (KBF)

No. 11 Civ. 6703 (KBF)

ECF Case

**DECLARATION OF ANDREW DRAKE IN RESPONSE TO  
THE COURT'S ORDER OF AUGUST 30, 2012**

I, Andrew Drake, hereby declare under penalty of perjury that the facts set forth herein are true and correct to the best of my knowledge and belief.

1. I am a graduate of the Computer Science Department at Carnegie Mellon University in Pittsburgh, Pennsylvania and a former teaching assistant to Professor Gregory Kesden. I work under the direction of Professor Kesden to assist him with his work as an expert for Plaintiff Realtime Data in the above-captioned cases.

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2. I did not review any source code from any Defendant in the above-captioned cases.

3. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DATED: September 6, 2012

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A handwritten signature in black ink, appearing to read "Andrew Drake", written over a horizontal line.

Andrew Drake